

Voice | Data | Internet | Wireless | Entertainment



July 16, 2009

Via Electronic Filing

Mr. Charles Terreni, Chief Clerk  
South Carolina Public Service Commission  
Synergy Business Park  
101 Executive Center Drive  
Columbia, South Carolina 29210

Dear Mr. Terreni:

Enclosed for filing are an original and two copies of Embarq Communications Inc.'s South Carolina P.S.C. Local Exchange Tariff No. 1. These revisions are submitted with a July 16, 2009 issue date and a proposed effective date of July 18, 2009. Embarq's tariffs are available on its website at [www2.embarq.com/tariffs](http://www2.embarq.com/tariffs).

The tariff pages enclosed for review and approval are as follows:

Section 3	2nd Revised Page 1
	2nd Revised Page 2
Section 9	2nd Revised Page 11
	3rd Revised Page 12
	2nd Revised Page 16
Section 10	2nd Revised Page 6
	2nd Revised Page 7

This filing introduces Month-to-Month rates for Exchange Flat Rate Service, Primary Rate Interface (PRI), and Centrex Service. This filing also revises the Term Discount Plan (TDP) regulations associated with these services to automatically default to Month-to-Month rates upon expiration of a TDP unless the customer selects a new TDP.

Customers currently subscribed to Exchange Flat Rate Service, PRI or Centrex Service under a TDP were notified by bill message 30 days prior to the effective date of tariff changes. Customers are not immediately impacted by these changes since the changes will only affect a customer upon expiration of a current TDP commitment period when that customer does not renew or subscribe to a new TDP.

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Commission consideration and timely approval of these pages are respectfully requested. Upon approval, please return one stamped approved copy of this filing for our records. If you have questions or need additional information regarding this filing, you may call me or Cheryl Sweitzer at (919) 554-7135.

Sincerely,



Robyn Crichton

Enclosures

cc: Susan Masterton  
Cheryl Sweitzer

SC 09-05

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TARIFF ANALYST  
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## LOCAL EXCHANGE SERVICES

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### 3. BASIC LOCAL EXCHANGE SERVICE

#### 3.1 GENERAL

- a. Local Exchange Service provides an individual Exchange Access line with Touch Tone Calling for the transmission of one-way or two-way switched voice or data communication within a Local Calling Area offered pursuant to this Tariff. Local Exchange Service provides a Customer with a connection to the public switched network which enables the Customer to:
- (1) receive calls from other stations on the public switched telephone network;
  - (2) access the Company's Local Calling Area as set forth in this Tariff as well as the services of long distance carriers; and
  - (3) access (at no additional charge) the Company's operator and customer service center for service related assistance; access toll-free telecommunications services such as 800, 800, 877 NPA; and access 9-1-1 service for emergency calling.
- b. Exchange access lines are subject to the nonrecurring charges specified in Section 4 of this tariff.
- c. The rates for service and equipment not specifically shown in this Section are presented in other Sections of this tariff.

#### 3.2 TERM DISCOUNT PLAN (TDP)

a. General

- (1) A Term Discount Plan (TDP) provides Business customers with discounted rates.
- (2) **Upon expiration of the TDP service commitment period, the customer may subscribe to a new TDP at the prevailing rates set forth in Section 3.4.1.b. following. At the end of the TDP service commitment period there is no automatic renewal of the TDP, and the rates will convert to the prevailing Month-to-Month rates unless the customer selects a new TDP.** (C)
- (3) Commission approval of the above termination liability language is not to indicate that the Commission has approved any terms or provisions contained therein. Signatories to such contracts shall be free to pursue whatever legal remedies they may have should a dispute arise. (C)

b. Termination Liability Charges

- (1) If a TDP customer disconnects any or all of the business services subscribed to under the TDP, a termination liability charge will apply for the lines that are disconnected. The termination liability charge will be a one-time charge of \$50.00 per business service that is prematurely disconnected.
- (2) If a TDP customer retains the access line associated with a Business package, but discontinues any or all of remaining features and services that are required to receive the TDP discount, no termination liability charges will apply. However, all discounts for which the customer was eligible under this TDP will cease as of the date the required service(s) and/or feature(s) is discontinued, and the monthly rate for the remaining access lines will default to the applicable tariffed TDP rate for business individual line service.

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## LOCAL EXCHANGE SERVICES

### 3. BASIC LOCAL EXCHANGE SERVICE

#### 3.3 LOCAL SERVICE AREAS

Local Exchange Service will be furnished in the exchanges identified following, where the necessary underlying network elements are reasonably available to the Company on terms that are both technically and economically feasible. The Exchange Area for each exchange is identical to that defined in the tariffs of the Incumbent Local Exchange Company.

Local Exchange Service will be furnished in the following exchanges:

Bluffton                                      Hardeeville

#### 3.4 MONTHLY EXCHANGE RATES

##### 3.4.1 FLAT RATE SERVICE

###### a. General

The rates shown below entitle business subscribers to an unlimited number of messages to all Exchange Access Lines in the subscriber's Home Exchange and all Local Calling Area Exchanges as specified in Section 3.4 following.

###### b. Rates and Charges

The following rates are applicable for the flat rate business local exchange service lines provided within the service area of the Company.

<u>Home Exchange</u>	<u>Individual Line</u>		<u>Trunk</u>		
	<u>Monthly Rates</u>		<u>Monthly Rates</u>		(N)
	<u>Current</u>	<u>Maximum</u>	<u>Current</u>	<u>Maximum</u>	(N)
Bluffton					
<b>Month-to-Month</b>	<b>\$54.00</b>	<b>\$216.00</b>	<b>\$54.00</b>	<b>\$216.00</b>	(N)
1 year	45.00	<b>180.00</b>	45.00	<b>180.00</b>	
2 year	40.50	<b>162.00</b>	40.50	<b>162.00</b>	(N)
Hardeeville					
<b>Month-to-Month</b>	<b>54.00</b>	<b>216.00</b>	<b>54.00</b>	<b>216.00</b>	(N)
1 year	45.00	<b>180.00</b>	45.00	<b>180.00</b>	
2 year	40.50	<b>162.00</b>	40.50	<b>162.00</b>	(N)

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## LOCAL EXCHANGE SERVICES

9. INTEGRATED SERVICES DIGITAL NETWORK (ISDN)PRIMARY RATE INTERFACE (PRI) (Cont'd)

## 9.1.7 Rates and Charges

## a. ISDN-PRI Primary Rate Access Line

Primary Rate Access Line is furnished between a serving central office and the customer's designated premises. Primary Rate Access Line charges apply per point of termination.

## (1) Primary Rate Access Line (Intraexchange)

	<u>Monthly Rates</u>		<u>Nonrecurring Charges</u>				
	<u>Current</u>	<u>Maximum</u>	<u>Current First</u>	<u>Maximum First</u>	<u>Current Add'l*</u>	<u>Maximum Add'l*</u>	
1.544 Mbps							
<b>Month-to-Month</b>	<b>\$259.76</b>	<b>\$1,039.04</b>	<b>\$300.00</b>	<b>\$1200.00</b>	<b>\$110.00</b>	<b>\$440.00</b>	(N)
12-23 months	216.47	865.88	300.00	1200.00	110.00	440.00	
24-35 months	204.71	818.84	300.00	1200.00	110.00	440.00	
36-59 months	187.06	748.24	N/A	440.00	N/A	440.00	

\* Additional facilities must be installed at the same customer designated premises on the same trip and placed on the same service order.

\*\* Minimum Service Period for ISDN-PRI is six months.

## (2) Primary Rate Access Line (Interexchange)

The rates, charges and regulations applicable to Interexchange mileage Services, as specified in Section 8.2.1.f. of this tariff, also apply for interexchange Primary Rate Access Lines.

## b. Primary Rate Interface

	<u>Monthly Rates</u>		<u>Nonrecurring Charges</u>		
	<u>Current</u>	<u>Maximum</u>	<u>Current</u>	<u>Maximum</u>	
(1) Primary Rate Interface					
Two-Way					
Per ISDN-PRI Primary Rate					
Access Line					
<b>Month-to-Month</b>	<b>\$210.34</b>	<b>\$841.36</b>	<b>\$0.00</b>	<b>\$520.00</b>	(N)
12-23 months	175.29	701.16	0.00	520.00	
24-35 months	161.18	644.72	0.00	80.00	
36-59 months	148.24	592.96	0.00	20.00	

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## LOCAL EXCHANGE SERVICES

9. INTEGRATED SERVICES DIGITAL NETWORK (ISDN)9.1 PRIMARY RATE INTERFACE (PRI) (Cont'd)

## 9.1.7 Rates and Charges (Cont'd)

- c. ISDN-PRI Services will be available in combinations of Primary Rate Channels according to the limits of the Telephone Company central office type. Customers will choose the most appropriate combination(s) and will be billed for the services as appropriate. The initial configuration must be 23 B-Channels and 1 D-Channel. Additional configurations are outlined in Section 9.1.5 b. of this tariff.

## (1) B-Channel Charge, each channel

	<u>Monthly Rates</u>		<u>Nonrecurring Charges</u>		
	<u>Current</u>	<u>Maximum</u>	<u>Current</u>	<u>Maximum</u>	
<b>Month-to-Month</b>	<b>\$18.35</b>	<b>\$73.40</b>	<b>\$0.00</b>	<b>\$20.00</b>	(N)
12-23 months	15.29	61.16	0.00	20.00	
24-35 months	14.12	56.48	0.00	20.00	
36-59 months	11.77	47.08	0.00	20.00	

## (2) Initial D-Channel

	<u>Monthly Rates</u>		<u>Nonrecurring Charges</u>		
	<u>Current</u>	<u>Maximum</u>	<u>Current</u>	<u>Maximum</u>	
<b>Month-to-Month</b>	<b>\$18.35</b>	<b>\$73.40</b>	<b>\$0.00</b>	<b>\$20.00</b>	(N)
12-23 months	15.28	61.16	0.00	20.00	
24-35 months	14.12	56.48	0.00	20.00	
36-59 months	11.77	47.08	0.00	20.00	

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## LOCAL EXCHANGE SERVICES

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9. INTEGRATED SERVICES DIGITAL NETWORK (ISDN)9.1 PRIMARY RATE INTERFACE (PRI) (Cont'd)

## 9.1.7 RATES AND CHARGES (Cont'd)

## h. Termination Liability Charges

- (1) If a customer under a Term Discount Plan (TDP) disconnects all or a portion of ISDN PRI Service prior to the expiration of the TDP, then a Termination Liability Charge will apply to those services that are disconnected. The Termination Liability Charge will be a one-time charge equal to sum of 50% of the payments remaining for the rest of the TDP. If Charges Applicable Under Special Conditions were applied to the service being terminated, any termination charges associated with Charges Applicable Under Special Conditions will also apply.
- (2) Rate increases or decreases will automatically be applied to the monthly term plan rates for the remaining term of the TDP. If a Company initiated rate increase to any rate element or combination of rate elements causes the charges for the entire ISDN PRI Service under the TDP to increase by 10% or more at any one time, then the customer may cancel the TDP without incurring termination liability charges provided the customer notifies the Company within 30 days after the effective date of the rate increase.
- (3) The customer can extend TDP commitment periods at any time during the term of the plan, up to a maximum of 59 months. The number of months accrued in the current plan will apply toward the new plan selected.
- (4) **Upon expiration of the TDP service commitment period, the customer may subscribe to a new TDP at the prevailing rates set forth in Sections 9.1.7.a.(1), 9.1.7.b.(1), 9.1.7.c.(1), and 9.1.7.c.(2) preceding. At the end of the TDP service commitment period there is no automatic renewal of the TDP, and the rates will convert to the prevailing Month-to-Month rates unless the customer selects a new TDP.**

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LOCAL EXCHANGE SERVICES

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10. SPECIAL PACKAGED OFFERINGS10.1 CENTREX SERVICE (Cont'd)

## 10.1.5 TERM DISCOUNT PLAN (TDP)

- a. Term Discount Plans (TDPs) are available for Centrex Service, and provide the customer with discounted rates. The customer must agree to a minimum service commitment period for Centrex Service when the TDP is established. The customer must order a TDP in writing to the Company. A TDP may be ordered based on the following plan options:

Plan A: 1 Year

Plan B: 2 Year

- b. The customer must specify the length of the initial service period at the time the service is ordered. When a customer converts to a TDP, no Service Establishment Translation Charge is applied toward Centrex Service facilities in-service at that time. If a customer moves from a month to month plan to a TDP, or upgrades from a 1 year TDP to a 2 year TDP, then no Service Establishment Translation Charge is applied.
- c. If a TDP customer disconnects service prior to the end of the TDP, the customer is liable for 100% of the payments remaining for the remainder of the term plan. If Charges Applicable Under Special Conditions were applied to the service being terminated, any termination charges associated with those services will also apply.
- d. Rate increases or decreases will automatically be applied to the monthly term plan rates for the remaining term of the TDP. If Company initiated rate increases to any rate element or combination of rate elements causes the charges for the entire Centrex Service under the TDP to increase by 10% or more annually, then the customer may cancel the TDP without incurring termination liability charges provided that the customer notifies the Company within 30 days after the effective date of the rate increase.
- e. TDP commitment periods can be extended by the customer at any time during the term of the plan, up to a maximum of 2 years. The number of months accrued in the current plan will apply toward the new plan selected. However, charges under the new TDP commitment period will apply only on a go-forward basis.
- f. Upon expiration of the TDP service commitment period, the customer may subscribe to a new TDP at the prevailing rates set forth in Section 10.1.6.a. following. At the end of the TDP service commitment period there is no automatic renewal of the TDP, and the rates will convert to the prevailing **Month-to-Month** rates unless the customer selects a new TDP.
- g. Customers under a TDP who change physical locations will not be subject to termination charges if the customer subscribes to a new Centrex Service TDP at the new location. However, the number of months accrued in the current plan will not apply toward the plan selected for the new location.

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## LOCAL EXCHANGE SERVICES

10. SPECIAL PACKAGED OFFERINGS10.1 CENTREX SERVICE (Cont'd)

## 10.1.6 RATES AND CHARGES

## a. Centrex Service Access Line

	<u>Current Monthly Rate</u>	<u>Maximum Monthly Rate</u>	
(1) Analog <b>Month-to-Month</b>	<b>\$54.00</b>	<b>\$216.00</b>	(N)
1 Year	45.00	180.00	
2 Year	40.50	162.00	
(2) Digital <b>Month-to-Month</b>	<b>54.00</b>	<b>216.00</b>	(N)
1 Year	45.00	180.00	
2 Year	40.50	162.00	

## b. Service Establishment Translation Charge

	<u>Current Nonrecurring Charge</u>	<u>Maximum Nonrecurring Charge</u>
	\$50.00	\$200.00
(1) This charge applies when performing the central office translation associated with configuring a Centrex Service customer's network parameters.		
(2) This charge applies to each Centrex Service customer group translation activity performed.		
(3) Service Charges as specified in Section 4 of this tariff apply to the services offered in this section and are in addition to the Service Establishment Translation Charge.		

## c. Feature Change Charge

	<u>Current Nonrecurring Charge</u>	<u>Maximum Nonrecurring Charge</u>
(1) Per line	\$10.00	\$ 40.00
Maximum charge per order	50.00	200.00
(2) This charge applies when performing changes to service features after the initial installation.		
(3) For feature changes after the initial installation, a Service Order Charge will also apply.		

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